

**COMMITTEE SUBSTITUTE
BOARD BILL NO. 12 INTRODUCED BY PRESIDENT JAMES F. SHREWSBURY,
ALDERMEN: CRAIG SCHMID, DONNA BARINGER, BENNICE JONES KING,
STEPHEN GREGALI, JENNIFER FLORIDA**

1 An ordinance submitting to the qualified voters of the City of St. Louis a proposed
2 amendment to the Charter of the City of St. Louis repealing Paragraph (h) of Section One of
3 Article XVIII of the Charter of the City of St. Louis relating to the definition of the term
4 “Excepted Position” as it applies to the civil service system and enacting in lieu thereof is a new
5 Paragraph (h) for Section One; providing for an election to be held thereon; and for the manner
6 of voting thereat and containing an emergency clause.

7 **BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:**

8 Section One. The following amendment to the Charter of the City of St. Louis is hereby
9 proposed and submitted to the voters of the city and to be voted upon at an election to be held as
10 hereinafter provided.

11 The said amendment is in words and figures as follows:

12 Paragraph (h) of Section One of Article XVIII of the Charter of the City of St. Louis
13 relating to the definition of the term “Excepted Position” as it applies to the civil service system,
14 is hereby repealed and enacted in lieu thereof is a new paragraph (h) for Section One which shall
15 be and read as follows:

16 Section 1 Definitions.

17 (h) “Excepted position” means any position in the classified service not subject to the
18 provisions of this article requiring competitive tests of fitness for appointment and such

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1 other provisions as, by their terms, apply specifically to competitive positions alone. All
2 such positions, however, shall be subject to all the other provisions of this article insofar
3 as consistent with law and with this exception. The following described positions, and no
4 others, shall be deemed to be excepted positions:

5 (1) all positions filled by election of the people;

6 (2) all positions of heads of principal departments and of independent agencies,
7 that are filled by appointment by the mayor;

8 (3) all positions in the Mayor's Office, except that no employee will lose their job
9 or status due to this change;

10 (4) all positions of paid members of boards;

11 (5) all officers and employees of the board of aldermen;

12 **Section Two.** The foregoing proposed amendment to the Charter of the City of St. Louis
13 shall be submitted to the qualified voters of the City at the general election to be held on
14 November 6, 2006, and if said proposed amendment shall receive in its favor the votes of three-
15 fifths of the qualified voters voting at such election for or against said proposed amendment such
16 amendment shall be adopted and become a part of the Charter of the City of St. Louis from the
17 date of said election. Qualified voters of the City of St. Louis may at the election aforesaid vote a
18 ballot substantially in the following form:

19 **OFFICIAL BALLOT**

20 Instructions to Voters:

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1 To vote in favor of the proposition submitted upon this ballot, place an "X" in the
2 square opposite the word "YES" an to vote against any proposition submitted
3 upon this ballot, place an "X" in the square opposite the word "NO".

4 The amendment shall appear on the ballot substantially, as follows:

5 Section 1 Definitions.

6 (h) "Excepted position" means any position in the classified service not subject to the
7 provisions of this article requiring competitive tests of fitness for appointment and such
8 other provisions as, by their terms, apply specifically to competitive positions alone. All
9 such positions, however, shall be subject to all the other provisions of this article insofar
10 as consistent with law and with this exception. The following described positions, and no
11 others, shall be deemed to be excepted positions:

12 (1) all positions filled by election of the people;

13 (2) all positions of heads of principal departments and of independent agencies,
14 that are filled by appointment by the mayor;

15 (3) all positions in the Mayor's Office, except that no employee will lose their job
16 or status due to this change

17 (4) all positions of paid members of boards;

18 (5) all officers and employees of the board of aldermen;`

19 The Board of Election Commissioners shall provide the ballots or voting machines or
20 both and conduct the election and shall ascertain and certify the result thereof according to the

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1 law.

2 If voting machines are used, the aforesaid “OFFICIAL BALLOT” shall be placed or
3 posted on the said voting machines wherever said machines are used under the direction of the
4 Board of Election Commissioners for the City of St. Louis and according to law.

5 **Section Three.** Upon the approval of this ordinance, it shall be published in the City
6 Journal, the official publication of the City of St. Louis, Missouri. Proof of the publication of
7 this ordinance shall be made by affidavit of the City Register, and such affidavit shall be filed in
8 the office of the City Register and a copy of such publication shall be attached thereto.

9 **Section Four.** Upon the approval of this charter amendment, it shall be certified and
10 deposited as required by Article VI, Section 33 of the Constitution of Missouri and shall be filed
11 in the office of the City Register.

12 **Section Five.** This being a bill calling for an election for submission to the people of an
13 amendment to the Charter of the City of St. Louis, it is hereby declared to be an emergency
14 measure and shall become effective immediately upon its passage and approval by the Mayor.

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